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6 UNITED STATES DISTRICT COURT
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11 DISTRICT OF NEVADA
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15 GARY SHEPARD, } Case No.: 3:19-CV-00579-RCJ-CSD
16 v. Plaintiff, } ORDER ADOPTING AND ACCEPTING
17 DIRECTOR, NEVADA DEPARTMENT OF REPORT AND RECOMMENDATION OF
18 CORRECTIONS, *et al.*, UNITED STATES MAGISTRATE JUDGE
19 Defendants. } (ECF NO. 65)
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23 Before the Court is the Report and Recommendation of United States Magistrate Judge,
24 (ECF No. 65¹), entered on July 12, 2023, recommending that the Court grant in part and deny in
25 part Defendants' motion for summary judgment. (ECF No. 40). No objection to the Report and
26 Recommendation has been filed.

27 This action was referred to Magistrate Judge Denney under 28 U.S.C. § 636(b)(1)(B) and
28 Local Rule IB 1-4 of the Rules of Practice of the United States District Court for the District of
Nevada.

1 ¹ Refers to Court's docket number.

1 The Court has considered the pleadings and memoranda of the parties and other relevant
2 matters of record pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 3-2.
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4 **IT IS HEREBY ORDERED** that Magistrate Judge Denney's Report and
5 Recommendation, (ECF No. 65), is **ADOPTED and ACCEPTED**.
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7 **IT IS FURTHER ORDERED** that Defendants' motion for summary judgment, (ECF No.
8 40), is **GRANTED IN PART** and **DENIED IN PART** as follows:
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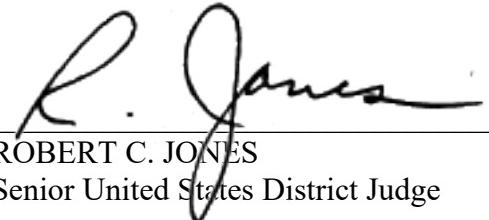
10 The motion is **GRANTED** as to (1) the claims against Dr. Aranas, Oliver and Howell; and
11 (2) the claims against Dr. Calderon in Count II.
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13 The motion is **DENIED** as to the claims against Dr. Calderon in Counts I and III.
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15 **IT IS SO ORDERED.**
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17 Dated this 31ST day of August 2023.
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ROBERT C. JONES
Senior United States District Judge